

## **REMARKS**

### **Introduction**

Claims 2-8, 10-11, 13-14, and 19 were previously cancelled. The pending application includes claims 1, 9, 12, 15-18, and 20-36.

Reconsideration of the pending application is respectfully requested in view of the following:

**The Present Application and U.S. Patent No. 7,058,940 ("Calahan") were, at the time the present invention was made, commonly owned by BEA Systems, Inc.**

Claims 1, 9, 12, 15-18, 21-31 and 33-36 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Coulthard (U.S. Patent Application Publication No. 2004/0003091) in view of Calahan (U.S. Patent No. 7,058,940) and Cohen et al. (U.S. Patent No. 7,024,658, "Cohen"). Claims 20-32 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Coulthard, Calahan, Cohen and in further view of Chong et al. (U.S. Patent Application Publication No. 2002/0184610). Reconsideration of these rejections is respectfully requested.

As discussed above, U.S. Patent Application No. 10/786,844 and U.S. Patent No. 7,058,940 ("Calahan") were, at the time the invention of U.S. Patent Application No. 10/786,844 was made, commonly owned by BEA Systems, Inc. (See attached assignment information for Calahan.) Thus, Calahan is disqualified as prior art. The remaining cited prior art, alone or in combination,

fails to disclose the claimed features. Accordingly, Applicants request withdrawal of the 35 U.S.C. § 103(a) rejection for at least this reason.

For at least these reasons, claim 1 and independent claim 25, which recites similar limitations, are allowable over the cited prior art. The remaining claims depend from either claim 1 or claim 25, and are also allowable for at least the above reasons.

### **Conclusion**

Applicants respectfully request favorable action in connection with this application.

The Examiner is invited and urged to contact the undersigned to discuss any matter concerning this application.

No fee is believed to be due for this submission. Should a fee be required, the Commissioner is authorized to charge any such fee to Womble Carlyle's Deposit Account No. 09-5028.

Respectfully Submitted,

Date: March 10, 2009

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## Patent Assignment Abstract of Title

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